

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX | 450
ALEXANDRIA, VA 223 | 3-1 450
www.uspto.gov

Paper No. 26

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P. 1300 I STREET, N.W. WASHINGTON, DC 20005-3315

COPY MAILED

SEP 0 2 2003

OFFICE OF PETITIONS

In re Application of Jayyosi et al. Application No. 09/662,649 Filed: September 14, 2000 Attorney Docket No. 02481.1690

DECISION ON PETITION

This is a decision on the "Petition under 37 C.F.R. § 1.183," filed August 7, 2003, requesting that the correct name of the assignee, **Aventis Pharma Deutschland GmbH**, be printed on the patent that issues from this application. This petition is properly treated under 37 C.F.R. § 3.81(b)<sup>1</sup>.

The petition included a copy of the executed assignment dated August 6, 2003. The petition was made by a proper party and included payment of the processing fee. Petitioner also included copies of the relevant requests for recordation of assignments in the Office dated August 7, 2003. Accordingly, it is concluded that petitioner has met the requirements for issuance of the application in the assignee's name provided that the requested data can be printed on the patent without substantial disruption to the issue process.

The petition is **GRANTED**.

The application file is being forwarded to the Publishing Division for processing into a patent.

Telephone inquiries concerning this matter may be directed to the undersigned at  $(703)\ 305-0309$ .

Nancy Jahnson

Section Betitions Attorney

Office of Petitions

This petition is properly treated as a petition under § 3.81(b) rather than a petition under § 1.183 to waive the requirements of § 3.81(a), because there was not an error in the assignment information provided on the PTOL-85(B), rather there was a late assignment after payment of the issue fee.